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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, Plaintiff, v. BRIAN PETER STALLINGS, Defendant.	CASE NO. 3:15-CR-00359-CRB STIPULATION AND ~~[PROPOSED]~~ ORDER TO EXTEND DEADLINE TO PERFORM PSYCHOLOGICAL EXAMINATION OF DEFENDANT & TO SUBMIT EXPERT REPORT

The United States of America and defendant Brian Peter Stallings submit this stipulation requesting that the February 17, 2017 deadline to perform the psychological examination of Defendant regarding his competence to stand trial and to submit the Government's expert report be extended seven (7) days to February 24, 2017. The parties further request that the Court maintain the current competency hearing date of March 1, 2017. Trial is set for May 8, 2017.

The seven-day extension is necessary because the Government's medical expert, Dr. Douglas Tucker, has not received all of Defendant's medical records from 2011 to the present. The Government has provided Dr. Tucker with all of Defendant's medical records in its possession, but is awaiting Defendant's medical records from 2011 to the present. Dr. Tucker needs these records before he can properly examine Defendant and prepare a written report concerning Defendant's competence to stand trial. Based on Defendant's and his doctor's representations, the Government expects to receive the requested medical records on or before February 14, 2017. After Dr. Tucker receives and reviews Defendant's medical records from 2011 to the present, he will examine Defendant and prepare a written report.

For the reasons stated above, the parties request a seven-day extension of the February 17, 2017, deadline to February 24, 2017.

IT IS SO STIPULATED.

Dated: February 12, 2017.

s/ Jose A. Olivera
JOSE A. OLIVERA
Assistant United States Attorney
Attorney for the United States

Dated: February 12, 2017.

s/ Martin A. Schainbaum
MARTIN A. SCHAINBAUM
Attorney for Defendant

[~~PROPOSED~~] ORDER

For the reasons stated in the parties' stipulation, the February 17, 2017 deadline to perform the psychological examination of Defendant and submit the Government's expert report is extended by seven (7) days to February 24, 2017. The Court will maintain the current competency hearing date of March 1, 2017.

IT IS SO ORDERED.

Dated: February 13, 2017

THE HONORABLE CHARLES R. BREYER
United States District Judge